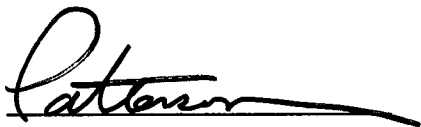


By



S.B. No. 527

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 614, Government Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. POLYGRAPH EXAMINATIONS

Sec. 614.061. DEFINITION. In this subchapter, "peace officer" means a person who:

(1) is elected, appointed, or employed by a governmental entity; and

(2) is a peace officer under Article 2.12, Code of Criminal Procedure, or other law.

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. This subchapter does not apply to a peace officer:

(1) to whom Section 411.007 applies; or

(2) who is required to take a polygraph examination under Section 143.124, 143.313, or 157.905, Local Government Code.

Sec. 614.063. POLYGRAPH EXAMINATION. A peace officer may not be suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an

1        emergency    and    an    imperative    public    necessity    that    the  
2        constitutional    rule    requiring    bills    to be read on three several  
3        days in each house be suspended, and this rule is hereby suspended,  
4        and that this Act take effect and be in force from and after its  
5        passage, and it is so enacted.

1-1 By: Patterson S.B. No. 527  
1-2 (In the Senate - Filed February 10, 1997; February 13, 1997,  
1-3 read first time and referred to Committee on Intergovernmental  
1-4 Relations; March 3, 1997, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 9, Nays 2;  
1-6 March 3, 1997, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 527 By: Galloway

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to prohibiting employment discrimination against certain  
1-11 peace officers for refusing to take a polygraph examination.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Chapter 614, Government Code, is amended by  
1-14 adding Subchapter E to read as follows:

1-15 SUBCHAPTER E. POLYGRAPH EXAMINATIONS

1-16 Sec. 614.061. DEFINITION. In this subchapter, "peace  
1-17 officer" means a person who:

1-18 (1) is elected, appointed, or employed by a  
1-19 governmental entity; and

1-20 (2) is a peace officer under Article 2.12, Code of  
1-21 Criminal Procedure, or other law.

1-22 Sec. 614.062. APPLICABILITY OF SUBCHAPTER. This subchapter  
1-23 does not apply to a peace officer to whom Section 411.007 applies.

1-24 Sec. 614.063. POLYGRAPH EXAMINATION. A peace officer may  
1-25 not be suspended, discharged, or subjected to any other form of  
1-26 employment discrimination by the peace officer's employer because  
1-27 the officer refuses to take a polygraph examination.

1-28 SECTION 2. Sections 143.124, 143.313, and 157.905, Local  
1-29 Government Code, are repealed.

1-30 SECTION 3. The importance of this legislation and the  
1-31 crowded condition of the calendars in both houses create an  
1-32 emergency and an imperative public necessity that the  
1-33 constitutional rule requiring bills to be read on three several  
1-34 days in each house be suspended, and this rule is hereby suspended,  
1-35 and that this Act take effect and be in force from and after its  
1-36 passage, and it is so enacted.

1-37 \* \* \* \* \*

FAVORABLY AS SUBSTITUTED  
SENATE COMMITTEE REPORT ON

(SB) SCR SJR SR HB HCR HJR 527  
By Patterson  
(Author/Senate Sponsor)  
3-3-97  
(date)

Sir:

We, your Committee on INTERGOVERNMENTAL RELATIONS, to which was referred the attached measure, have on 2/27/97, had the same under consideration and I am instructed to report it back with the recommendation (s) that it:

- ☒ do pass as substituted, and be printed  
☒ the caption remained the same as original measure  
☐ the caption changed with adoption of the substitute  
☐ do pass as substituted, and be ordered not printed  
☐ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no  
A revised fiscal note was requested. ☒ yes ☐ no  
An actuarial analysis was requested. ☐ yes ☒ no  
Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

|                              | YEA                                 | NAY                                 | ABSENT | PNV |
|------------------------------|-------------------------------------|-------------------------------------|--------|-----|
| Senator Lucio, Chair         | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Galloway, Vice-Chair | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Cain                 | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Carona               | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Gallegos             | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Lindsay              | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Madla                | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Moncrief             |                                     | <input checked="" type="checkbox"/> |        |     |
| Senator Ogden                |                                     | <input checked="" type="checkbox"/> |        |     |
| Senator Shapiro              | <input checked="" type="checkbox"/> |                                     |        |     |
| Senator Whitmire             | <input checked="" type="checkbox"/> |                                     |        |     |
| TOTAL VOTES                  | 9                                   | 2                                   | 0      | 0   |

COMMITTEE ACTION

~~S200~~ Considered in public hearing  
~~S270~~ Testimony taken

Ann B. Kelley  
COMMITTEE CLERK

Lucio, Eddie  
CHAIRMAN

Paper clip the original and one copy of this signed form to the original bill along with TWO copies of the Committee Substitute  
Retain one copy of this form for Committee files

## **BILL ANALYSIS**

Senate Research Center

C.S.S.B. 527  
By: Patterson  
Intergovernmental Relations  
2-27-97  
Committee Report (Substituted)

### **DIGEST**

Currently, a peace officer is subject to being discharged from the officer's place of employment for refusing to take a polygraph examination. The goal of S.B. 527 is to extend the same privileges to police officers that the general public enjoys by prohibiting an officer from being discharged by the officer's employer for refusing to take a polygraph examination.

### **PURPOSE**

As proposed, C.S.S.B. 527 outlines provisions prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 614, Government Code, by adding Subchapter E, as follows:

#### **SUBCHAPTER E. POLYGRAPH EXAMINATIONS**

Sec. 614.061. DEFINITION. Defines "peace officer."

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. Provides that this subchapter does not apply to a peace officer to whom Section 411.007, Government Code, applies.

Sec. 614.063. POLYGRAPH EXAMINATION. Prohibits a peace officer from being suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2. Repealer: Sections 143.124, 143.313, and 157.905, Local Government Code, (Polygraph Examinations, and Polygraph Examination of Deputy Sheriff in Certain Sheriff's Departments).

SECTION 3. Emergency clause.  
Effective date: upon passage.

### **SUMMARY OF COMMITTEE CHANGES**

Amends SECTION 1, Section 614.062, Government Code, regarding the applicability of subchapter E to a peace officer.

Amends SECTION 2, Government Code, to repeal Sections 143.124, 143.313, and 157.905, regarding polygraph examinations.

## **BILL ANALYSIS**

Senate Research Center

S.B. 527  
By: Patterson  
Intergovernmental Relations  
2-23-97  
As Filed

### **DIGEST**

Currently, a peace officer is subject to being discharged from the officer's place of employment for refusing to take a polygraph examination. The goal of S.B. 527 is to extend the same privileges to police officers that the general public enjoys by prohibiting an officer from being discharged by the officer's employer for refusing to take a polygraph examination.

### **PURPOSE**

As proposed, S.B. 527 outlines provisions regarding prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 614, Government Code, by adding Subchapter E, as follows:

#### **SUBCHAPTER E. POLYGRAPH EXAMINATIONS**

Sec. 614.061. DEFINITION. Defines "peace officer."

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. Provides that this subchapter does not apply to a peace officer to whom Section 411.007, Government Code, applies or who is required to take a polygraph examination under Section 143.124, 143.313, or 157.905, Local Government Code.

Sec. 614.063. POLYGRAPH EXAMINATION. Prohibits a peace officer from being suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2. Emergency clause.

Effective date: upon passage.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

February 27, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527,  
Committee Report 1st House  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

**Biennial Net Impact to General Revenue Funds by SB527-Committee Report 1st House**

No fiscal implication to the State is anticipated.

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

February 25, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

**Biennial Net Impact to General Revenue Funds by SB527-As Introduced**

No fiscal implication to the State is anticipated.

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL



WITNESS LIST

SB 527  
SENATE COMMITTEE REPORT  
Intergovernmental Relations Committee

February 26, 1997 - 2:00P

For: DeLord, Ronald (CLEAT), Austin

Lyde, Jim (Texas Municipal Police), Austin

Against: Flynn, Kenneth (Fort Worth Police Dept.), Ft. Worth

Muncy, Jill (Dallas Police Department), Dallas

Zacharias, Larry (Tx. Police Chiefs Assoc), Richardson

Registering, but not testifying:

For: Martinez, Mario (CLEAT), Austin

McNeal, Carvel (Houston Police Patrolme), Houston

Means, Jack (Texas Conference of Pol), Dallas

Perez, Alex B. (San Antonio Police Offi), San Antonio

Self, James (San Antonio Police Offi), San Antonio

White, Glenn M. (Dallas Police Associati), Dallas

Written materials submitted:

Against: Click, Bennie R. (City of Dallas), Dallas

By: PATTERSON S.B. No. 527  
Substitute the following for S.B. No. 527:  
By Guthrie C.S. S.B. No. 527

A BILL TO BE ENTITLED  
AN ACT

relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 614, Government Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. POLYGRAPH EXAMINATIONS

Sec. 614.061. DEFINITION. In this subchapter, "peace officer" means a person who:

(1) is elected, appointed, or employed by a governmental entity; and

(2) is a peace officer under Article 2.12, Code of Criminal Procedure, or other law.

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. This subchapter does not apply to a peace officer to whom Section 411.007 applies.

Sec. 614.063. POLYGRAPH EXAMINATION. A peace officer may not be suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2. Sections 143.124, 143.313, and 157.905, Local Government Code, are repealed.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the

3-3-97  
4-9-97/w 1FA  
5-28-97/w 14A

1 constitutional rule requiring bills to be read on three several  
2 days in each house be suspended, and this rule is hereby suspended,  
3 and that this Act take effect and be in force from and after its  
4 passage, and it is so enacted.

ADOPTED

U. C.  
APR 8 1997

*Letty King*  
Secretary of the Senate

FLOOR AMENDMENT NO. 1

BY *Patterson*

RGE  
4/8/97

Amend C.S.S.B. No. 527 as follows:

(1) Strike SECTION 2 of the bill (Committee Printing page 1, lines 28 and 29) and substitute the following:

SECTION 2. Sections 143.124(a), (c), (d), and (f), Local Government Code, <sup>Subsections (a), (c), (d), and (f),</sup> are amended to read as follows:

(a) A fire fighter [~~or--police--officer~~] employed by the municipality may not be required to submit to a polygraph examination as part of an internal investigation regarding the conduct of the fire fighter [~~or--police--officer~~] unless:

(1) the complainant submits to and passes a polygraph examination and, if applicable, the fire department has complied with Subsection (c); or

(2) the fire fighter [~~or--police--officer~~] is ordered to take an examination under Subsection (f).

(c) The fire department shall, on the written request of a fire fighter [~~or--police--officer~~], provide to the fire fighter [~~or police--officer~~] the complainant's polygraph examination results within 48 hours after the request.

(d) For the purposes of this section, a fire fighter [~~person~~] passes a polygraph examination if, in the opinion of the polygraph examiner, no deception is indicated regarding matters critical to the subject matter under investigation.

(f) The fire department head may order a fire fighter [~~or police--officer~~] to submit to a polygraph examination if the fire

1 department head considers the circumstances to be extraordinary  
2 and the fire department head believes that the integrity of a fire 34  
3 fighter [~~or-police-officer~~] or the fire department is in question.

4 SECTION 3. *Subsections (b), (d), and (f),* Sections 143.313(b), (d), and (f), Local  
5 Government Code, are amended to read as follows:

6 (b) A fire fighter [~~or--police--officer~~] employed by the  
7 municipality may not be required to submit to a polygraph  
8 examination as part of an internal investigation regarding the  
9 conduct of the fire fighter [~~or-police-officer~~] unless:

10 (1) the complainant submits to and passes a polygraph  
11 examination; or

12 (2) the fire fighter [~~or-police-officer~~] is ordered to  
13 take an examination under Subsection (f).

14 (d) For the purposes of this section, a fire fighter  
15 [~~person~~] passes a polygraph examination if, in the opinion of the  
16 polygraph examiner, no deception is indicated in the examination  
17 regarding matters critical to the subject matter under  
18 investigation.

19 (f) The head of the fire [~~employing~~] department may order a  
20 fire fighter [~~or--police--officer~~] to submit to a polygraph  
21 examination if the fire department head:

22 (1) considers the circumstances to be extraordinary;  
23 or

24 (2) believes that the integrity of a fire fighter[7--a  
25 ~~police-officer~~7] or the fire department is in question.

26 SECTION 4. Section 157.905, Local Government Code, is 143  
27 repealed.

1            ✓(2) Renumber existing SECTION 3 of the bill (Committee  
2            Printing page 1, lines 30-36) as SECTION 5 of the bill.

AMEND THE CAPTION TO CONFORM  
TO THE BODY OF THE BILL

**ADOPTED**

APR 8 1997

*Letty Ling*  
Secretary of the Senate

Under the seal of the State and correct copy of the bill shall be filed by the Secretary of State in the office of the Secretary of State.

April 9 1997 Engrossed  
Datsy Spaw  
Engrossing Clerk

By: Patterson  
(Talton)

S.B. No. 527

A BILL TO BE ENTITLED

AN ACT

relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 614, Government Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. POLYGRAPH EXAMINATIONS

Sec. 614.061. DEFINITION. In this subchapter, "peace officer" means a person who:

(1) is elected, appointed, or employed by a governmental entity; and

(2) is a peace officer under Article 2.12, Code of Criminal Procedure, or other law.

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. This subchapter does not apply to a peace officer to whom Section 411.007 applies.

Sec. 614.063. POLYGRAPH EXAMINATION. A peace officer may not be suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2. Subsections (a), (c), (d), and (f), Section 143.124, Local Government Code, are amended to read as follows:

(a) A fire fighter [~~or--police--officer~~] employed by the municipality may not be required to submit to a polygraph examination as part of an internal investigation regarding the



1 conduct of the fire fighter [~~or-police-officer~~] unless:

2 (1) the complainant submits to and passes a polygraph  
3 examination and, if applicable, the fire department has complied  
4 with Subsection (c); or

5 (2) the fire fighter [~~or-police-officer~~] is ordered to  
6 take an examination under Subsection (f).

7 (c) The fire department shall, on the written request of a  
8 fire fighter [~~or-police-officer~~], provide to the fire fighter [~~or~~  
9 ~~police--officer~~] the complainant's polygraph examination results  
10 within 48 hours after the request.

11 (d) For the purposes of this section, a fire fighter  
12 [~~person~~] passes a polygraph examination if, in the opinion of the  
13 polygraph examiner, no deception is indicated regarding matters  
14 critical to the subject matter under investigation.

15 (f) The fire department head may order a fire fighter [~~or~~  
16 ~~police--officer~~] to submit to a polygraph examination if the fire  
17 department head considers the circumstances to be extraordinary  
18 and the fire department head believes that the integrity of a fire  
19 fighter [~~or-police-officer~~] or the fire department is in question.

20 SECTION 3. Subsections (b), (d), and (f), Section 143.313,  
21 Local Government Code, are amended to read as follows:

22 (b) A fire fighter [~~or--police--officer~~] employed by the  
23 municipality may not be required to submit to a polygraph  
24 examination as part of an internal investigation regarding the  
25 conduct of the fire fighter [~~or-police-officer~~] unless:

S.B. No. 527

1                   (1) the complainant submits to and passes a polygraph  
2 examination; or

3                   (2) the fire fighter [~~or-police-officer~~] is ordered to  
4 take an examination under Subsection (f).

5                   (d) For the purposes of this section, a fire fighter  
6 [~~person~~] passes a polygraph examination if, in the opinion of the  
7 polygraph examiner, no deception is indicated in the examination  
8 regarding matters critical to the subject matter under  
9 investigation.

10                  (f) The head of the fire [~~employing~~] department may order a  
11 fire fighter [~~or--police--officer~~] to submit to a polygraph  
12 examination if the fire department head:

13                   (1) considers the circumstances to be extraordinary;  
14 or

15                   (2) believes that the integrity of a fire fighter[~~7-a~~  
16 ~~police-officer7~~] or the fire department is in question.

17                  SECTION 4. Section 157.905, Local Government Code, is  
18 repealed.

19                  SECTION 5. The importance of this legislation and the  
20 crowded condition of the calendars in both houses create an  
21 emergency and an imperative public necessity that the  
22 constitutional rule requiring bills to be read on three several  
23 days in each house be suspended, and this rule is hereby suspended,  
24 and that this Act take effect and be in force from and after its  
25 passage, and it is so enacted.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

February 27, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527,  
Committee Report 1st House  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

**Biennial Net Impact to General Revenue Funds by SB527-Committee Report 1st House**

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE**

**75th Regular Session**

February 25, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

---

**Biennial Net Impact to General Revenue Funds by SB527-As Introduced**

---

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

# HOUSE COMMITTEE REPORT

1<sup>st</sup> Printing

By: Patterson  
(Talton)

S.B. No. 527

A BILL TO BE ENTITLED

AN ACT

1 relating to prohibiting employment discrimination against certain  
2 peace officers for refusing to take a polygraph examination.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Chapter 614, Government Code, is amended by  
5 adding Subchapter E to read as follows:

## 6 SUBCHAPTER E. POLYGRAPH EXAMINATIONS

7 Sec. 614.061. DEFINITION. In this subchapter, "peace  
8 officer" means a person who:

9 (1) is elected, appointed, or employed by a  
10 governmental entity; and

11 (2) is a peace officer under Article 2.12, Code of  
12 Criminal Procedure, or other law.

13 Sec. 614.062. APPLICABILITY OF SUBCHAPTER. This subchapter  
14 does not apply to a peace officer to whom Section 411.007 applies.

15 Sec. 614.063. POLYGRAPH EXAMINATION. A peace officer may  
16 not be suspended, discharged, or subjected to any other form of  
17 employment discrimination by the peace officer's employer because  
18 the officer refuses to take a polygraph examination.

19 SECTION 2. Subsections (a), (c), (d), and (f), Section  
20 143.124, Local Government Code, are amended to read as follows:

21 (a) A fire fighter [~~or--police--officer~~] employed by the  
22 municipality may not be required to submit to a polygraph  
23 examination as part of an internal investigation regarding the

1 conduct of the fire fighter [~~or-police-officer~~] unless:

2 (1) the complainant submits to and passes a polygraph  
3 examination and, if applicable, the fire department has complied  
4 with Subsection (c); or

5 (2) the fire fighter [~~or-police-officer~~] is ordered to  
6 take an examination under Subsection (f).

7 (c) The fire department shall, on the written request of a  
8 fire fighter [~~or-police-officer~~], provide to the fire fighter [~~or~~  
9 ~~police--officer~~] the complainant's polygraph examination results  
10 within 48 hours after the request.

11 (d) For the purposes of this section, a fire fighter  
12 [~~person~~] passes a polygraph examination if, in the opinion of the  
13 polygraph examiner, no deception is indicated regarding matters  
14 critical to the subject matter under investigation.

15 (f) The fire department head may order a fire fighter [~~or~~  
16 ~~police--officer~~] to submit to a polygraph examination if the fire  
17 department head considers the circumstances to be extraordinary  
18 and the fire department head believes that the integrity of a fire  
19 fighter [~~or-police-officer~~] or the fire department is in question.

20 SECTION 3. Subsections (b), (d), and (f), Section 143.313,  
21 Local Government Code, are amended to read as follows:

22 (b) A fire fighter [~~or--police--officer~~] employed by the  
23 municipality may not be required to submit to a polygraph  
24 examination as part of an internal investigation regarding the  
25 conduct of the fire fighter [~~or-police-officer~~] unless:

1           (1) the complainant submits to and passes a polygraph  
2 examination; or

3           (2) the fire fighter [~~or-police-officer~~] is ordered to  
4 take an examination under Subsection (f).

5           (d) For the purposes of this section, a fire fighter  
6 [~~person~~] passes a polygraph examination if, in the opinion of the  
7 polygraph examiner, no deception is indicated in the examination  
8 regarding matters critical to the subject matter under  
9 investigation.

10          (f) The head of the fire [~~employing~~] department may order a  
11 fire fighter [~~or--police--officer~~] to submit to a polygraph  
12 examination if the fire department head:

13           (1) considers the circumstances to be extraordinary;  
14 or

15           (2) believes that the integrity of a fire fighter[~~7-a~~  
16 ~~police-officer~~7] or the fire department is in question.

17          SECTION 4. Section 157.905, Local Government Code, is  
18 repealed.

19          SECTION 5. The importance of this legislation and the  
20 crowded condition of the calendars in both houses create an  
21 emergency and an imperative public necessity that the  
22 constitutional rule requiring bills to be read on three several  
23 days in each house be suspended, and this rule is hereby suspended,  
24 and that this Act take effect and be in force from and after its  
25 passage, and it is so enacted.

COMMITTEE REPORT

The Honorable James E. "Pete" Laney  
Speaker of the House of Representatives

4-16-77  
(date)

Sir:

We, your COMMITTEE ON PUBLIC SAFETY

to whom was referred SB 527 have had the same under consideration and beg to report back with the recommendation that it

- ☒ do pass, without amendment.
- ☐ do pass, with amendment(s).
- ☐ do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.
- ☒ yes ☐ no A fiscal note was requested.
- ☐ yes ☒ no A criminal justice policy impact statement was requested.
- ☐ yes ☒ no An equalized educational funding impact statement was requested.
- ☐ yes ☒ no An actuarial analysis was requested.
- ☐ yes ☒ no A water development policy impact statement was requested.
- ☐ yes ☒ no A tax equity note was requested.
- ☐ The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

For Senate Measures: House Sponsor TALTON

Joint Sponsors: / / /

Co-Sponsors:

The measure was reported from Committee by the following vote:

|                    | AYE | NAY | PNV | ABSENT |
|--------------------|-----|-----|-----|--------|
| Oakley, Chair      | ✓   |     |     |        |
| Driver, Vice-chair |     | ✓   |     |        |
| Carter             | ✓   |     |     |        |
| Keel               | ✓   |     |     |        |
| Keffer             | ✓   |     |     |        |
| Madden             | ✓   |     |     |        |
| McClendon          |     |     |     | ✓      |
| Olivo              | ✓   |     |     |        |
| Reyna              | ✓   |     |     |        |
|                    |     |     |     |        |
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|                    |     |     |     |        |
|                    |     |     |     |        |

Total  
7 aye  
1 nay  
0 present, not voting  
1 absent

W. Wm Oakley  
CHAIR



## **BILL ANALYSIS**

### **PUBLIC SAFETY**

S.B. 527

By: Patterson, Jerry (Talton)

4-16-97

Committee Report (Unamended)

### **BACKGROUND**

Currently, a peace officer is subject to being discharged from the officer's place of employment for refusing to take a polygraph examination. The goal of S.B. 527 is to extend the same privileges to police officers that the general public enjoys by prohibiting an officer from being discharged by the officer's employer for refusing to take a polygraph examination.

### **PURPOSE**

As proposed, S.B. 527 outlines provisions prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1 Amends Chapter 614, Government Code, by adding Subchapter E, "POLYGRAPH EXAMINATIONS", as follows:

Section 614.061. DEFINITION. Defines "peace officer."

Section 614.062. APPLICABILITY OF SUBCHAPTER. Provides that this subchapter does not apply to a peace officer to whom Section 411.007, Government Code, applies.

Section 614.063. POLYGRAPH EXAMINATION. Prohibits a peace officer from being suspended, discharged, or subjected to any other form of employment discrimination by the peace officer's employer because the officer refuses to take a polygraph examination.

SECTION 2 Section 143.124, Local Government Code, removes all references to police officers in this section by removing "or police officers" where it appears. The word "person" is replaced with "firefighter." In addition, "fire" is added before any reference to "department."

SECTION 3 Section 143.313, Local Government Code, removes all references to police officers in this section by removing "or police officers" where it appears. The word "person" is replaced with "firefighter." In addition, "fire" replaces "employing" before "department."

SECTION 4 Repeals Section 157.905, Local Government Code.

SECTION 5 Emergency Clause. Effective upon passage.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

April 14, 1997

To: Honorable Keith Oakley, Chair  
Committee on Public Safety  
House  
Austin, Texas

IN RE: Senate Bill No. 527, As  
Engrossed  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

|   |
|---|
| <b>Biennial Net Impact to General Revenue Funds by SB527-As Engrossed</b> |
|---|

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, CB, TL

**LEGISLATIVE BUDGET BOARD**  
Austin, Texas

**FISCAL NOTE**  
**75th Regular Session**

February 27, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527,  
Committee Report 1st House  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

**Biennial Net Impact to General Revenue Funds by SB527-Committee Report 1st House**

No fiscal implication to the State is anticipated.

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

February 25, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

---

**Biennial Net Impact to General Revenue Funds by SB527-As Introduced**

---

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

SUMMARY OF COMMITTEE ACTION

SB 527

April 16, 1997      5:45PM

Considered in formal meeting

Reported favorably without amendment(s)

LIST OF HOUSE AMENDMENTS CURRENTLY UNDER CONSIDERATION

SB527-Second Reading

| <u>AMENDMENT#</u> | <u>AUTHOR</u> | <u>DESCRIPTION</u> | <u>ACTION</u> |
|-------------------|---------------|--------------------|---------------|
| 1                 | Talton        | Amendment          | Adopted       |

Received MAY 27 1997 9:45 am



# ADOPTED

MAY 25 1997

*Sharon Carter*  
Chief Clerk  
House of Representatives

FLOOR AMENDMENT NO.

①

BY

*Falton*

1 Amend S.B. No. 527 by striking added Section 614.063,  
2 Government Code, in SECTION 1 of the bill (House Committee Printing  
3 page 1, lines 15-18), and substituting the following:

4 Sec. 614.063. POLYGRAPH EXAMINATION. (a) A peace officer  
5 may not be suspended, discharged, or subjected to any other form of  
6 employment discrimination by the organization employing or  
7 appointing the peace officer because the peace officer refuses to  
8 submit to a polygraph examination as part of an internal  
9 investigation regarding the conduct of the peace officer unless:

10 (1) the complainant submits to and passes a polygraph  
11 examination; or

12 (2) the peace officer is ordered to take an  
13 examination under Subsection (d) or (e).

14 (b) Subsection (a)(1) does not apply if the complainant is  
15 physically or mentally incapable of being polygraphed.

16 (c) For the purposes of this section, a person passes a  
17 polygraph examination if, in the opinion of the polygraph examiner,  
18 no deception is indicated regarding matters critical to the matter  
19 under investigation.

20 (d) The head of the law enforcement organization that  
21 employs or appoints a peace officer may require the peace officer  
22 to submit to a polygraph examination under this subsection if:

23 (1) the subject matter of the complaint is confined to  
24 the internal operations of the organization employing or appointing

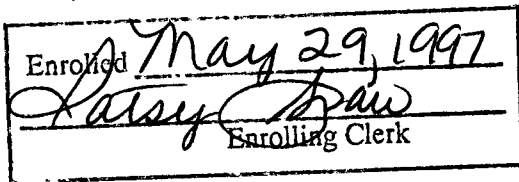
1 the peace officer;

2 (2) the complainant is an employee or appointee of the  
3 organization employing or appointing the peace officer; and

4 (3) the complaint does not appear to be invalid based  
5 on the information available when the polygraph is ordered.

6 (e) The head of the law enforcement organization that  
7 employs or appoints a peace officer may require the peace officer  
8 to submit to a polygraph examination under this subsection if the  
9 head of the law enforcement organization considers the  
10 circumstances to be extraordinary and the head of the law  
11 enforcement organization believes that the integrity of a peace  
12 officer or the law enforcement organization is in question. The  
13 head of the law enforcement organization shall provide the peace 12/3  
14 officer with a written explanation of the nature of the  
15 extraordinary circumstances and how the integrity of a peace  
16 officer or the law enforcement organization is in question.





S.B. No. 527

AN ACT

relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 614, Government Code, is amended by adding Subchapter E to read as follows:

SUBCHAPTER E. POLYGRAPH EXAMINATIONS

Sec. 614.061. DEFINITION. In this subchapter, "peace officer" means a person who:

(1) is elected, appointed, or employed by a governmental entity; and

(2) is a peace officer under Article 2.12, Code of Criminal Procedure, or other law.

Sec. 614.062. APPLICABILITY OF SUBCHAPTER. This subchapter does not apply to a peace officer to whom Section 411.007 applies.

Sec. 614.063. POLYGRAPH EXAMINATION. (a) A peace officer may not be suspended, discharged, or subjected to any other form of employment discrimination by the organization employing or appointing the peace officer because the peace officer refuses to submit to a polygraph examination as part of an internal investigation regarding the conduct of the peace officer unless:

(1) the complainant submits to and passes a polygraph examination; or

(2) the peace officer is ordered to take an

1 examination under Subsection (d) or (e).

2 (b) Subsection (a)(1) does not apply if the complainant is  
3 physically or mentally incapable of being polygraphed.

4 (c) For the purposes of this section, a person passes a  
5 polygraph examination if, in the opinion of the polygraph examiner,  
6 no deception is indicated regarding matters critical to the matter  
7 under investigation.

8 (d) The head of the law enforcement organization that  
9 employs or appoints a peace officer may require the peace officer  
10 to submit to a polygraph examination under this subsection if:

11 (1) the subject matter of the complaint is confined to  
12 the internal operations of the organization employing or appointing  
13 the peace officer;

14 (2) the complainant is an employee or appointee of the  
15 organization employing or appointing the peace officer; and

16 (3) the complaint does not appear to be invalid based  
17 on the information available when the polygraph is ordered.

18 (e) The head of the law enforcement organization that  
19 employs or appoints a peace officer may require the peace officer  
20 to submit to a polygraph examination under this subsection if the  
21 head of the law enforcement organization considers the  
22 circumstances to be extraordinary and the head of the law  
23 enforcement organization believes that the integrity of a peace  
24 officer or the law enforcement organization is in question. The  
25 head of the law enforcement organization shall provide the peace

1 officer with a written explanation of the nature of the  
2 extraordinary circumstances and how the integrity of a peace  
3 officer or the law enforcement organization is in question.

4 SECTION 2. Subsections (a), (c), (d), and (f), Section  
5 143.124, Local Government Code, are amended to read as follows:

6 (a) A fire fighter [~~or--police--officer~~] employed by the  
7 municipality may not be required to submit to a polygraph  
8 examination as part of an internal investigation regarding the  
9 conduct of the fire fighter [~~or--police--officer~~] unless:

10 (1) the complainant submits to and passes a polygraph  
11 examination and, if applicable, the fire department has complied  
12 with Subsection (c); or

13 (2) the fire fighter [~~or--police--officer~~] is ordered to  
14 take an examination under Subsection (f).

15 (c) The fire department shall, on the written request of a  
16 fire fighter [~~or--police--officer~~], provide to the fire fighter [~~or~~  
17 ~~police--officer~~] the complainant's polygraph examination results  
18 within 48 hours after the request.

19 (d) For the purposes of this section, a fire fighter  
20 [~~person~~] passes a polygraph examination if, in the opinion of the  
21 polygraph examiner, no deception is indicated regarding matters  
22 critical to the subject matter under investigation.

23 (f) The fire department head may order a fire fighter [~~or~~  
24 ~~police--officer~~] to submit to a polygraph examination if the fire  
25 department head considers the circumstances to be extraordinary and

1 the fire department head believes that the integrity of a fire  
2 fighter [~~or-police-officer~~] or the fire department is in question.

3 SECTION 3. Subsections (b), (d), and (f), Section 143.313,  
4 Local Government Code, are amended to read as follows:

5 (b) A fire fighter [~~or--police--officer~~] employed by the  
6 municipality may not be required to submit to a polygraph  
7 examination as part of an internal investigation regarding the  
8 conduct of the fire fighter [~~or-police-officer~~] unless:

9 (1) the complainant submits to and passes a polygraph  
10 examination; or

11 (2) the fire fighter [~~or-police-officer~~] is ordered to  
12 take an examination under Subsection (f).

13 (d) For the purposes of this section, a fire fighter  
14 [~~person~~] passes a polygraph examination if, in the opinion of the  
15 polygraph examiner, no deception is indicated in the examination  
16 regarding matters critical to the subject matter under  
17 investigation.

18 (f) The head of the fire [~~employing~~] department may order a  
19 fire fighter [~~or--police--officer~~] to submit to a polygraph  
20 examination if the fire department head:

21 (1) considers the circumstances to be extraordinary;  
22 or

23 (2) believes that the integrity of a fire fighter[~~7-a~~  
24 ~~police-officer7~~] or the fire department is in question.

25 SECTION 4. Section 157.905, Local Government Code, is

1 repealed.

2           SECTION 5. The importance of this legislation and the  
3 crowded condition of the calendars in both houses create an  
4 emergency and an imperative public necessity that the  
5 constitutional rule requiring bills to be read on three several  
6 days in each house be suspended, and this rule is hereby suspended,  
7 and that this Act take effect and be in force from and after its  
8 passage, and it is so enacted.

S.B. No. 527

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 527 passed the Senate on April 9, 1997, by the following vote: Yeas 16, Nays 14; and that the Senate concurred in House amendment on May 28, 1997, by the following vote: Yeas 29, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 527 passed the House, with amendment, on May 26, 1997, by the following vote: Yeas 137, Nays 2, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

May 27, 1997

To: Honorable Bob Bullock  
Lieutenant Governor  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527, As  
Passed 2nd House  
Patterson Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

---

**Biennial Net Impact to General Revenue Funds by SB527-As Passed 2nd House**

---

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, CB, TL

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

April 14, 1997

To: Honorable Keith Oakley, Chair  
Committee on Public Safety  
House  
Austin, Texas

IN RE: Senate Bill No. 527, As  
Engrossed  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

|   |
|---|
| <b>Biennial Net Impact to General Revenue Funds by SB527-As Engrossed</b> |
|---|

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, CB, TL



**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

February 27, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527,  
Committee Report 1st House  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

**Biennial Net Impact to General Revenue Funds by SB527-Committee Report 1st House**

No fiscal implication to the State is anticipated.

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**  
**75th Regular Session**

February 25, 1997

To: Honorable Eddie Lucio, Jr., Chair  
Committee on Intergovernmental Relations  
Senate  
Austin, Texas

IN RE: Senate Bill No. 527  
By: Patterson, Jerry

From: John Keel, Director

In response to your request for a Fiscal Note on SB527 (Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.) this office has determined the following:

---

**Biennial Net Impact to General Revenue Funds by SB527-As Introduced**

---

No fiscal implication to the State is anticipated.

---

No fiscal implication to units of local government is anticipated.

Source: Agencies: 302 Office of the Attorney General  
458 Alcoholic Beverage Commission  
476 Racing Commission  
802 Parks and Wildlife Department

LBB Staff: JK, TL

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 521 passed the Senate on April 9, 1991, by the following vote: Yeas 16, Nays 11; and that the Senate concurred in House amendment on May 28, 1991, by the following vote: Yeas 29, Nays 5.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 521 passed the House, with amendment, on May 26, 1991, by the following vote: Yeas 31, Nays 2, one present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor

S.B. No.

527

By

PATTERSON

## A BILL TO BE ENTITLED

## AN ACT:

Relating to prohibiting employment discrimination against certain peace officers for refusing to take a polygraph examination.

2-10-97FEB 13 1997

Filed with the Secretary of the Senate

Read and referred to Committee on INTERGOVERNMENTAL RELATIONSMAR 03 1997

Reported favorably \_\_\_\_\_

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed

Laid before the Senate

APR 08 1997

Senate and Constitutional Rules to permit consideration suspended by:

~~unanimous consent~~  
 { 21 yeas, 10 nays

APR 08 1997Read second time, amended, and ordered engrossed by:

~~unanimous consent~~  
~~a viva voce vote~~  
 { 18 yeas, 13 nays

APR 09 1997

Senate and Constitutional 3 Day Rule suspended by a vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays.

Regular Order of Business suspended by 22 yeas 8 naysAPR 09 1997

Read third time, \_\_\_\_\_, and passed by:

~~A viva voce vote~~  
 { 16 yeas, 14 nays

Henry King  
 SECRETARY OF THE SENATE

## OTHER ACTION:

APR 09 1997

Engrossed

April 10, 1997

Sent to House

Engrossing Clerk

Patricia ShawAPR 10 1997

Received from the Senate

APR 11 1997

Read first time and referred to Committee on

Public SafetyAPR 16 1997Reported \_\_\_\_\_ favorably (~~as amended~~) (~~as substituted~~)APR 24 1997Sent to Committee on (Calendars) (~~United States Calendar~~)MAY 25 1997Read second time (~~amended~~) (amended); passed to third reading (~~failed~~) by a (non-record vote) (~~record vote of~~ \_\_\_\_\_)

Constitutional rule requiring bills to be read on three several days suspended (failed to suspend) by a vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting.

MAY 26 1997Read third time (~~amended~~); finally passed (~~failed~~) by a (~~record vote of~~ 137 yeas, 2 nays, 1 present, not voting)MAY 27 1997

Returned to Senate.

Sharon Carter

CHIEF CLERK OF THE HOUSE

Returned from House without amendment.

MAY 27 1997Returned from House with 1 amendments.MAY 28 1997Concurred in House amendments by a ~~viva voce~~ vote 29 yeas, 0 nays.

\_\_\_\_\_ Refused to concur in House amendments and requested the appointment of a Conference Committee to adjust the differences.

\_\_\_\_\_ Senate conferees instructed.

\_\_\_\_\_ Senate conferees appointed: \_\_\_\_\_, Chairman; \_\_\_\_\_  
\_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_

\_\_\_\_\_ House granted Senate request. House conferees appointed: \_\_\_\_\_, Chairman;  
\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_ Conference Committee Report read and filed with the Secretary of the Senate.

\_\_\_\_\_ Conference Committee Report adopted on the part of the House by: \_\_\_\_\_

{ a viva voce vote  
\_\_\_\_\_ yeas, \_\_\_\_\_ nays

\_\_\_\_\_ Conference Committee Report adopted on the part of the Senate by:

{ a viva voce vote  
\_\_\_\_\_ yeas, \_\_\_\_\_ nays

**OTHER ACTION:**

\_\_\_\_\_ Recommitted to Conference Committee

\_\_\_\_\_ Conferees discharged.

\_\_\_\_\_ Conference Committee Report failed of adoption by: \_\_\_\_\_

{ a viva voce vote  
\_\_\_\_\_ yeas, \_\_\_\_\_ nays

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